

IN THE HIGH COURT OF KARNATAKA AT BANGALORE;

PRONOUNCED IN OPEN COURT ON : 3-4-1998.

BEFORE

THE HON'BLE MR JUSTICE TIRATH S. THAKUR.

WRIT PETITION No.6959/1998.

BETWEEN:

M/s MEHBOOB TRANSPORT COMPANY,
No.76, Ward No.25, Fort,
BELLARY,
represented by its Partner,
Mohd.Iqbal, s/o Hussain Peeran,
R/o.Bellary.

.Petitioner.

(By Sri D.L.N.Rao, Advocate,)

A N D:-

- 1) State of Karnataka,
by its Secretary,
Department of Industries & Commerce,
M.S.Building,
Vidhana Soudha,
Bangalore- 1.
- 2) The Senior Geologist,
Bellary Division,
Bellary.
- 3) The Director of Mines and Geology,
Department of Mines and Geology,
S:P.Complex, Lalbagh Road,
Bangalore.
- 4) The Union of India,
Ministry of Law and Justice,
by its Secretary,
Jeevan Deep Building,
Sansad Marg,
New Delhi - 110 001.

..Respondents.

(By Sri Ashok Naik, H.C.G.P.)

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This writ petition is filed under Article 226 of the Constitution of India, with an affidavit praying for the reasons stated therein that this Court be pleased to declare that the cess and other taxes on Minerals (Validation) Act, 1992 as unconstitutional, ultravires and void by issue of appropriate writ or order as deems fit under the circumstances of the case etc.

This writ petition coming on for preliminary hearing, the same having been heard and reserved for pronouncement of order, the Court made the following :-

O R D E R.

The questions that fall for consideration in this writ petition have been answered against the petitioner in W.P.Nos.4299/1998 and connected matters disposed of on 11th of March, 1998.

2) For the reasons stated in the said order, this writ petition also fails and is accordingly dismissed.

Abid/240398.

Sd/-
JUDGE